

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Wurm, et al.
Serial No.: 10/023,479
Filed: December 13, 2001
Priority GB 0030529.2 Filed: December 14, 2000
Group Art Unit: 3612
Examiner: Unknown
Title: METHOD OF ASSEMBLING A DOOR



PETITION UNDER RULE 37 CFR 1.47(a)

Assistant Commissioner of Patents
Washington, D.C. 20231

COPY OF PAPERS
ORIGINALLY FILED

Dear Sir:

Two of the inventors, Mr. Gregory Keyes and Mr. Harald Kollner, of the above-referenced application have effectively refused to execute this application. The owner of this application is Meritor Light Vehicle Systems (France) ("Meritor"). The other inventors are acting on their own behalf and on behalf of the non-cooperating inventors, Mr. Keyes and Mr. Kollner.

The reasons for this action are set forth below.

With respect to Mr. Keyes, he was sent a copy of the application along with Combined Declaration & Power of Attorney and Assignment to his last known address at 28 Inverclyde Road, Handsworth Wood, Birmingham, United Kingdom on January 23, 2002. [See Declaration of Mr. John Jones, attached as Exhibit 1]. On March 11, 2002, a reminder letter was sent to this same address, requesting Mr. Keyes return an executed Combined Declaration & Power of Attorney and Assignment. [Exhibit 1]. On June 13, 2002, a phone call was attempted but, unfortunately, the number was not recognized. [See Declaration of Mr. Paul Foot, attached as Exhibit 2]. A search was conducted for a new address, revealing two results: one address was the 28 Inverclyde address while the other result was a Gregory A. Keyes of 18 Oakland Avenue, Belfast, BT4 3DX. [Exhibit 2]. Mr. Keye's middle name is O'Neil and accordingly no effort was made to contact Mr. Gregory

A. Keyes. [Exhibit 2]. Another nationwide search was conducted for a differing address and revealed no results. [Exhibit 2]. To date, no response has been received by Mr. Keyes. [Exhibit 1].

As to Mr. Kollner, a copy of the application along with a Combined Declaration & Power of Attorney and Assignment was sent to what was believed to be his last known address at Blumenweg 15, D-63674, Altenstadt, Germany on January 23, 2002. [Exhibit 1]. On March 11, 2002, a reminder letter was sent to this same address, requesting Mr. Kollner return an executed Combined Declaration & Power of Attorney and Assignment. [Exhibit 1]. Confirmation was received that Mr. Kollner left Meritor on April 30, 2000 and that his last known address was at Blumenstrasse 15, 63674, Altenstadt (Rodenbach), not Blumenweg 15. [Exhibit 1]. On June 19, 2002, a copy of the application along with a Combined Declaration and Power of Attorney and Assignment was sent to this corrected address. [Exhibit 1].

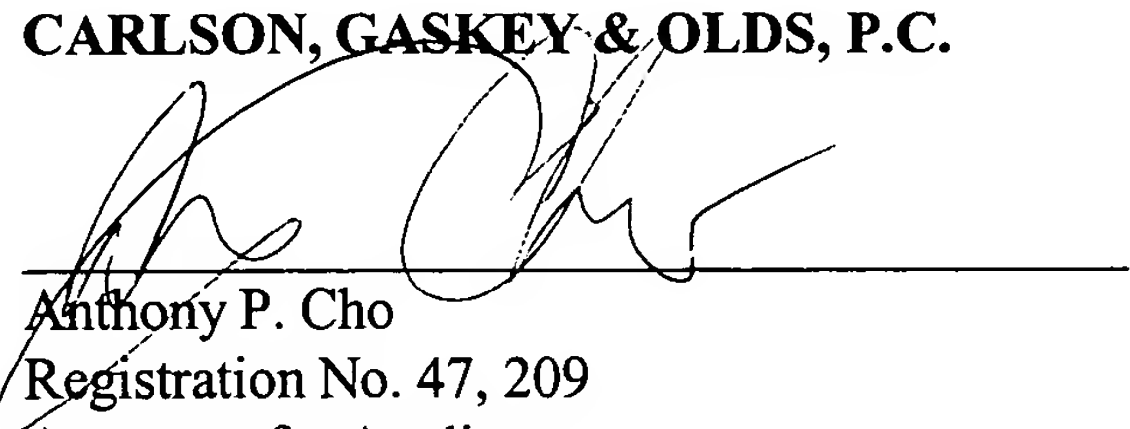
A home telephone number was obtained for Mr. Kollner. [Exhibit 2]. On June 19, 2002, June 20, 2002, and June 21, 2002, numerous attempts were made to contact Mr. Kollner. [Exhibit 2]. On each attempt, the phone was not answered. [Exhibit 2]. To date, no response from Mr. Kollner has been received. [Exhibit 1].

A check in the amount of \$130.00 is enclosed. The Commissioner is authorized to charge Deposit Account No. 50-1482, in the name of Carlson, Gaskey & Olds, P.C., for any additional fees or credit the account for any overpayment.

Petitioner has presented evidence that diligent efforts have been made to located Mr. Keyes and Mr. Kollner. For the reasons set forth above, petitioner submits that the filing of this application under Rule 37 CFR 1.47(a) is proper. Applicant asks that processing of this application now proceed.

Respectfully submitted,

CARLSON, GASKEY & OLDS, P.C.



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